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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRYAN, Bruce
Serial No. 09/444,762
Filed: November 22, 1999
For: *BIOLUMINESCENT NOVELTY
ITEMS*
Art Unit: Unassigned
Examiner: Unassigned

**INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 08-1641.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. With the exception of the items mentioned below, copies of the references listed on the Forms PTO 1449 (31 pages) are not provided herewith as they have been previously provided or cited by the Examiner in connection with U.S. Serial Nos. 08/597,274, 08/757,046 (now U.S. Patent No. 5,876,995) and 09/135,988, which are relied

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upon for an earlier filing date in accordance with 35 U.S.C. §120. Copies of the items mentioned below are provided herewith [via hand delivery] in connection with the above-captioned application.

Items P, S, MJ, MT, NT, OD through OI, OP, PE, PO, PS, QF, QN, QV, RB, SW, TX, TZ, UE, UW, VW, listed on the Forms PTO-1449 and denoted with double asterisks (**), are provided herewith in the English language. Those items provided previously in connection with U.S. Serial Nos. 08/597,274, 08/757,046 (now U.S. Patent No. 5,876,995) and 09/135,988, that were not in the English language, were accompanied by English language abstracts describing the subject matter. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items are necessary.

Applicant also makes known to the Examiner the following U.S. applications, which are commonly owned and/or have one or more inventors in common.

<u>U.S.S.N. (Patent No.)</u>	<u>Filing Date</u>
08/597,274	02/06/96
08/908,909	08/08/97
08/990,103	12/12/97
09/135,988	08/17/98
09/277,716	03/26/99
09/447,208	11/22/99

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

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Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

* * *

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By: 
Stephanie L. Seidman
Registration No. 33,779

Dated: February 15, 2000
Attorney Docket No. 24729-105E
Address all correspondence to:
Stephanie L. Seidman, Esq.
HELLER, EHRMAN, WHITE & McAULIFFE LLP
4250 Executive Square, 7th Floor
La Jolla, California 92037-9103
Telephone: (619) 450-8400
Facsimile: (619) 450-8499
EMAIL: sseidman@hewm.com